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Dated: 9/11/07
Signed: Pete Kahan

PATENT

Attorney Docket No.: 101961-01-5142-US02

Client Ref. No.: 7994.204-US

(NEC00293US/371)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn DeFrees, *et al.*

Application No.: 10/579,621

Filed: February 21, 2007

For: GLYCOPEGYLATED
ERYTHROPOIETIN

Customer No.: 43850

Confirmation Number: 9539

Examiner: Goon, Scarlett Y.

Technology Center/Art Unit: 1623

NOTIFICATION OF LOSS OF
ENTITLEMENT TO SMALL ENTITY
STATUS UNDER 37 CFR 1.27(G)(2)
DEFICIENCY PAYMENT UNDER 37
CFR 1.28(C)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Status as a small entity was established in good faith in the above referenced application and fees as a small entity were paid in good faith. It has meanwhile been discovered that small entity status was established in error. Applicant respectfully requests for this error to be excused in accordance with 37 CFR 1.28(c). As required in paragraphs (c)(1) and (c)(2) therein, the itemization of the deficiency payment owed (resulting from the previous erroneous payment of small entity fees) is submitted herewith.

The Commissioner is authorized to deduct the total deficiency payment amount shown on the enclosed fee transmittal, or any additional underpayments from the undersigned's **Deposit Account No. 50-0310**.

Further, attached is a supplemental Application Data Sheet.

A corrected Filing Receipt is respectfully requested.

Respectfully submitted,

Ada O. Wong
Reg. No. 55,740



MORGAN, LEWIS & BOCKIUS, LLP
One Market, Spear Street Tower
San Francisco, California 94105
Direct Dial: 415.442.1490
Tel: 415.442.1000
E-Fax: 415.442.1001
E-mail: awong@morganlewis.com

Itemization of deficiency payment under 37 CFR 1.28(c)

U.S. Application Number 10/579,621, filed February 21, 2007; Patent Number issued

Attorney Docket Number: 101961-01-5142-US02

Type of fee erroneously paid as a small entity		Current fee amount for a non-small entity	Small entity fee actually paid	Date paid	Deficiency owed amount
Fee code	Description				
2631	National stage - Filing Fee	\$ 330.00	\$ 150.00	5/26/2006	\$ 180.00
2633	National stage - Examination Fee	\$ 220.00	\$ 100.00	5/26/2006	\$ 120.00
2641	National stage - Search Fee	\$ 100.00	\$ 50.00	5/26/2006	\$ 50.00
2681	National stage - Appl. Size Fee (pages over 100) [50 extra]	\$ 270.00	\$ 125.00	5/26/2006	\$ 145.00
2615	National stage - Claims over 20 [14 extra claims]	\$ 728.00	\$ 350.00	5/26/2006	\$ 378.00
2617	National stage - Late oath fee	\$ 130.00	\$ 65.00	2/23/2007	\$ 65.00
		Total deficiency payment owed		\$	938.00